

IDAHO BOARD OF MORTICIANS
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Conference Call Minutes of 3/9/2016

BOARD MEMBERS PRESENT: Craig L Geary - Chair
James H Opdahl
Debbie C Mikesell

BUREAU STAFF: Tana Cory, Bureau Chief
Dawn Hall, Administrative Support Manager
Lori Peel, Investigative Unit Manager
Maurie Ellsworth, General Counsel
Deborah Sexton, Management Assistant

The meeting was called to order at 3:32 PM MST by Craig L Geary.

LEGISLATIVE REPORT

Ms. Cory gave the legislative report. She said that the rules were approved by the House and Senate Committees and would go into effect at the time of adjournment. The law change was on the 3rd reading calendar in the Senate. Ms. Cory thanked Mr. Opdahl for attending the hearings.

NEW BUSINESS

The Board discussed an unlicensed practice complaint and reviewed a draft response from Mr. Ellsworth. Mr. Opdahl made a motion to send the letter and also forward the complaint to the Attorney General's Office, Consumer Protection Division. It was seconded by Ms. Mikesell. Motion carried.

CORRESPONDENCE

The Board reviewed correspondence from Paul Withers asking if each funeral home needs to have a mortician on site for each funeral home they operate or can one licensed mortician serve multiple funeral homes. The Board said there was nothing in the laws and rules that would prohibit a mortician from serving at more than one facility. Each facility requires a mortician be on staff but that doesn't mean "onsite." Mr. Opdahl made a motion to request Mr. Ellsworth draft a response directing Mr. Withers to the Board's laws and rules. It was seconded by Ms. Mikesell. Motion carried.

The Board reviewed correspondence from attorney Neal Koskella regarding a list of questions he had for his client. The Board reviewed the questions. Mr. Opdahl

made a motion to request Mr. Ellsworth draft a response and run it past the Chair for approval. It was seconded by Ms. Mikesell. Motion carried.

The Board reviewed draft language for the applications that would clarify that Idaho has two license types (Mortician and Funeral Director). Mr. Opdahl approved the language to be added to the Board's website and application. It was seconded by Ms. Mikesell. Motion carried.

EXECUTIVE SESSION

Mr. Opdahl made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. It was seconded by Ms. Mikesell. The vote was: Mr. Geary, aye; Mr. Opdahl, aye; and Ms. Mikesell, aye. Motion carried.

Ms. Mikesell made a motion to come out of executive session. It was seconded by Mr. Opdahl. The vote was: Mr. Geary, aye; Mr. Opdahl, aye; and Ms. Mikesell, aye. Motion carried.

APPLICATIONS

Ms. Mikesell made a motion to approve applicant # 901142764 pending payment of the re-examination fee and passing the mortician exam. It was seconded by Mr. Opdahl. Motion carried.

Mr. Opdahl made a motion to approve Patrick Adams to take the mortician exam and approve Courtney Preston Wilson for licensure. It was seconded by Ms. Mikesell. Motion carried.

NEXT MEETING was scheduled for July 12, 2016 at 9:00 AM.

ADJOURNMENT

Mr. Opdahl made a motion to adjourn the meeting at 4:40 PM. It was seconded by Ms. Mikesell. Motion carried.

Craig L Geary, Chair

James H Opdahl

Debbie C Mikesell

Tana Cory, Bureau Chief